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January 8, 2021

Via ECF

Honorable Lewis J. Liman
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

***Re: HC2, Inc. v. Andrew Delaney
Civil Action No. 20-cv-03178-LJL***

Dear Judge Liman:

This firm represents HC2, Inc. Plaintiff writes to report that HC2 seeks to not file a motion to compel production of Defendant's tax returns at this time and instead seeks to preserve its right to do so after liability is determined. Plaintiff is mindful that this Court's January 5, 2021 Order directed Plaintiff to file any such motion by 5:00 p.m. Plaintiff respectfully requests that if the Court is not inclined to permit Plaintiff to seek Defendant's tax returns after liability is established and would require that Plaintiff's motion to compel be filed today to preserve Plaintiff's right to seek Defendant's tax returns, that the Court please inform Plaintiff accordingly and permit an additional brief period for Plaintiff to file the motion to compel.

We thank the Court for its consideration of this request.

Respectfully Submitted,

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

s/ Michael Nacchio

Michael Nacchio

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